IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE TWENTY FIRST DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 4879 of 2005

Between:

Gatti Tirumala Rao, S/o.Uma Maheswara Rao,
R/o.Santhakaviti Village and Mandal Srikakulam District (SCNo.199 Cat-V).

..... PETITIONER

AND

1 Transmission Cooperation of A.P.Ltd., (A.P.Transco) rep. by its Chief Managing Director,
Vidyut Soudha, Khairatabad, Hyderabad.
2 The Superintending engineer, Operation Circle, the A.P.E.P.D.C. Ltd.,
Srikakulam District.
3 The Assistant Divisional Engineer, Operation Circle the A.P.E.P.D.C. Ltd.,.
Rajam, Srikakulam District.
4 The Addl. Assistant Engineer, Operation Circle the A.P.E.P.D.C. Ltd.,.
Santhakaviti Village & Mandal, Srikakulam District.
5 The Assistant Accounts Officer, Electricity Revenue Office, The A.P.E.P.D.C. Ltd.,.Palakonda
Srikakulam District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order of direction more particularly one in the nature of writ of mandamus declaring the action of the respondents in not restoring Power supply to petitioner service connection bearing No.199 Category-V situated at Santhakavaiti Village and Mandal, Srikakulam District as highly illegal arbitrary unjust and void and pass such other order or orders.

Counsel for the Petitioner: MR.D.V.NAGARJUNA BABU

Counsel for the Respondents: V. Ajay Kumar

The Court at the stage of admission made the following :

ORDER:.

Heard both sides and at their request this Writ Petition is taken up for disposal at the stage of admission.

In this Writ Petition, the petitioner is seeking a writ of Mandamus declaring the action of the respondents, in not restoring power supply to the petitioner's service connection bearing No. 199 Category-V situated at Santhakaviti Village and Mandal, Srikakulam District as illegal and arbitrary.

It is submitted by the counsel appearing for the petitioner that while cultivating the lands, due to fluctuations in the voltage, meter had got burnt and it took some time to get it corrected and after such correction, an application has been made by the petitioner to the concerned authorities seeking restoration of power supply. The second respondent it appears, declined to restore power supply to the petitioner on the ground that the service was dismantled and billing was also stopped and, therefore, advised the petitioner to make an application for fresh service connection.

It is submitted in this regard that the fourth respondent also addressed a letter dated 13.8.2004 to the Assistant Engineer (Electrical, Santhakaviti Mandal-5th respondent herein, wherein he categorically stated that after inspection, it was found that the L.T lines are available at the premises of the consumer/petitioner. It was

further noticed by the said authority that the shed and motor also available at the premises. On that ground, he requested to restore power supply connection to the petitioner. But, so far, no action has been initiated.

Therefore, having regard to the facts and circumstances, this Writ Petition is closed, with a direction to the respondents, especially respondents 2 and 5, to consider the report of the fourth respondent dated 12-13/8.2004 and to issue re-connection order forthwith or to restore power supply connection to the petitioenr, subject to the condition of availability of L.T. lines. No costs.

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D.S.R. VARMA, J

DATED: 21.03.2005

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To

1 The Chief Managing Director,Transmission Cooperation of A.P.Ltd., (A.P.Transco) .
Vidyut Soudha, Khairatabad, Hyderabad.
2 The Superintending engineer, Operation Circle, the A.P.E.P.D.C. Ltd.,
Srikakulam District.
3 The Assistant Divisional Engineer, Operation Circle the A.P.E.P.D.C. Ltd.,.
Rajam, Srikakulam District.
4 The Addl. Assistant Engineer, Operation Circle the A.P.E.P.D.C. Ltd.,.
Santhakaviti Village & Mandal, Srikakulam District.
5 The Assistant Accounts Officer, Electricity Revenue Office, The A.P.E.P.D.C. Ltd.,.Palakonda
Srikakulam District.

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